



U.S. Department of Justice

United States Attorney  
Eastern District of New York

JJD  
F.#2010R00014

United States Attorney's Office  
610 Federal Plaza  
Central Islip, New York 11722-4454

March 28, 2012

The Honorable Joseph F. Bianco  
United States District Judge  
United States District Court  
Eastern District of New York  
920 Federal Plaza  
Central Islip, New York 11722

Re: United States v. Acosta-Yanes et al.  
Criminal Docket No. 10-074 (S-4) (JFB)

Dear Judge Bianco:

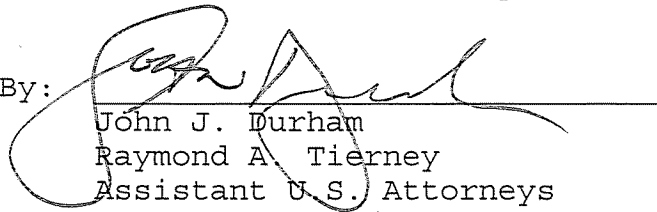
Please be advised that, pursuant to a letter dated March 26, 2012, United States Attorney General Eric H. Holder, Jr. authorized and directed the United States Attorney's Office for the Eastern District of New York not to seek the death penalty against the defendants Jose Gustavo Orellana-Torres, Mario Alphonso Herrera-Umanzor, Heriberto Martinez, Vidal Espinal and Jeremias Exequiel Amaya.

Accordingly, for the reasons set forth in the government's March 6, 2012 letter to the Court, the government respectfully renews its request for Orellana-Torres, Herrera-Umanzor, Martinez, Espinal and Amaya to be rejoined with co-defendant Adalberto Ariel Guzman for trial, and that all six defendants be scheduled to begin trial on September 10, 2012.

Respectfully submitted,

LORETTA E. LYNCH  
United States Attorney

By:

  
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cc: Clerk of the Court (JFB) (By ECF)  
All Counsel of Record (By ECF)